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REMARKS

In the above referenced Office Action, the specification was objected to based on the language of claim 26. Applicant has broadened the language of the claim and obviated the issue. Applicant respectfully reserves the right to re-present the subject matter of original claim 26 at a later point.

The Examiner still appears to be ignoring the properly recited limitations of many of the claims because of the use of the word "adapted." While Applicant believes this improper, the claims have been amended to remove such language so that the claim elements are properly and fully considered. The above amendments do not serve to narrow the claims and often serve to broaden a particular claim. The language modifications are merely grammatical changes that result in the claim elements having the same or a broader scope and only serve to address the Examiner's refusal to consider certain elements because of the wording chosen.

With respect to the merits of the rejection under section 103, the combination of references to not teach the present claims. Specifically, the Examiner has asserted that Snell teaches the use of a server "102 to provide at least one request . . . via the monitor 104 that receives the at least one request from the server 102 and transmits the request to the implantable medical device." Such a statement is factually inaccurate. The clinician utilizes the programmer 104 to generate commands and requests and not the server 102 as asserted. Furthermore, it is a programmer 104 in the reference and not a monitor. In the pending claims, the monitor and programmer are distinct elements. Brown fails to address these issues. As such, the pending claims are allowable and notice of the same is respectfully requested.

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As the application is in condition for allowance, Applicant respectfully requests notice of the same. Should any issues remain outstanding, the Examiner is requested to telephone the undersigned attorney to attend to these matters.

Respectfully submitted,

Date: _____

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